

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Group Art Unit 3651



Patent Application of

Linda J. Pinney, et al.

Application No. 10/801,321

Confirmation No.: 1994

Filed: March 16, 2004

Examiner: Tran, Khoi H.

"SYSTEM AND METHOD FOR PROVIDING A RANDOM ACCESS AND RANDOM LOAD DISPENSING UNIT" I, Tijuana M. Jackson, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of my signature.

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INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR §1.97(b)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The Examiner's attention is directed to the references which are listed on the attached Forms PTO/SB/08A and PTO/SB/08B. A copy of each foreign and non-patent reference is enclosed.

Citation of these references is respectfully requested.

No concession is made that these documents are prior art, and Applicant expressly reserves the right to antedate the documents as may be appropriate.

Respectfully submitted,

Mornan S. byrold &

Thomas S. Reynolds II

Reg. No. 45,262 File No. 013499-9005-00

Michael Best & Friedrich LLP 100 East Wisconsin Avenue, Suite 3300 Milwaukee, Wisconsin 53202-4108 (414) 271-6560

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Complete if Known

Application Number 10/801.321

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Sheet	1	of	3	Attorney Docket Number	013499-9005-00

	Complete if Known	
Application Number	10/801,321	
Filing Date	March 16, 2004	
First Named Inventor	Linda J. Pinney	
Group Art Unit	3651	
Examiner Name	Tran, Khoi H.	
Attorney Docket Number	013499-9005-00	·

U.S. PATENT DOCUMENTS					
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document		
	6,766,218	Rosenblum	7/20/2004		
	6,697,704	Rosenblum	2/24/2004		
	6,611,810	Kolls	8/26/2003		
	6,597,970	Steury et al.	7/22/2003		
	6,594,549	Siegel	7/15/2003		
	6,584,309	Whigham	6/24/2003		
	6,581,798	Liff et al.	6/24/2003		
-	6,564,121	Wallace et al.	5/13/2003		
	6,556,889	Rudick et al.	4/29/2003		
	6,533,170	Kit	3/18/2003		
-	6,529,801	Rosenblum	3/4/2003		
	6,522,772	Morrison et al.	2/18/2003		
	6,505,754	Kenny et al.	1/14/2003		
	6,471,089	Liff et al.	10/29/2002		
	6,464,142	Denenberg, et al.	10/15/2002		
	6,449,927	Hebron et al.	9/17/2002		
	6,438,451	Lion	8/20/2002		
	6,416,270	Steury et al.	7/9/2002		
	6,397,193	Walker et al.	5/28/2002		
	6,397,126	Nelson	5/28/2002		
	6,449,627	Baer et al.	9/10/2002		
	6,370,841	Chudy et al.	4/16/2002		
	6,354,498	Lutz	3/12/2002		
	6,324,520	Walker et al.	11/27/2001		
	5,283,322	Liff et al.	9/4/2001		
	6,256,967	Hebron et al.	7/10/2001		
	6,230,930	Sorenson et al	5/15/2001		
	6,199,720	Rudick et al.	3/13/2001		
	6,170,230	Chudy et al.	1/9/2001		
	6,152,364	Schoonen et al.	11/28/2000		

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	Substitute for form 1449/PTO			Application Number	10/801,321	
INFOR	INFORMATION DISCLÓSURE			Filing Date	March 16, 2004	
	STATEMENT BY APPLICANT			First Named Inventor	Linda J. Pinney	
				Group Art Unit	3651	
(use as many sheets as necessary)				Examiner Name	Tran, Khoi H.	
Sheet	Sheet 2 of 3		Attorney Docket Number	013499-9005-00		

U.S. PATENT DOCUMENTS					
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document		
	6,131,399	Hall	10/17/2000		
	6,068,156	Liff et al.	5/30/2000		
	6,021,392	Lester et al.	2/1/2000		
	6,003,006	Colella et al.	12/14/1999		
	5,971,593	McGrady	10/26/1999		
	5,945,651	Chorosinski et al.	8/31/1999		
	5,893,697	Zini et al.	4/13/1999		
	5,880,443	McDonald et al.	3/9/1999		
	5,839,257	Soderstrom et al.	11/24/1998		
	5,797,515	Liff et al.	8/25/1998		
	5,790,409	Fedor et al.	8/4/1998		
	5,748,485	Christiansen et al.	5/5/1998		
	5,720,154	Lasher et al.	2/24/1998		
	5,713,648	Geib et al.	2/3/1998		
	5,593,267	McDonald et al.	1/14/1997		
	5,502,944	Kraft et al.	4/2/1996		
	5,499,707	Steury	3/19/1996		
	5,482,139	Rivalto	1/9/1996		
	5,468,110	McDonald et al.	11/21/1995		
	5,445,295	Brown	8/29/1995		
	5,445,294	Gardner et al.	8/29/1995		
	5,313,393	Varley et al.	5/17/1994		
	5,303,844	Muehlberger	4/19/1994		
	5,212,649	Pelletier et al.	5/18/1993		
	5,205,436	Savage	4/27/1993		
	5,172,829	Dellicker, Jr.	12/22/1992		
	5,159,560	Newell et al.	10/27/1992		
	5,139,384	Tuttobene	8/18/1992		
	5,113,351	Bostic	5/12/1992		
	5.105.978	Trouteaud et al.	4/21/1992		

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INFORMATION DISCLOSURE				Filing Date	March 16, 2004	
STATEMENT BY APPLICANT				First Named Inventor	Linda J. Pinney	
				Group Art Unit	3651	-
(use as many sheets as necessary))	Examiner Name	Tran, Khoi H.	
Sheet 3 of 3			3	Attorney Docket Number	013499-9005-00	

		PATENT DOCUMENTS	Data of Data Unation of City I
Examiner Initials	U.S. Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document
	5,095,195	Harman et al.	3/10/1992
	5,088,586	Isobe et al.	2/18/1992
	5,042,686	Stucki	8/27/1991
	5,036,472	Buckley et al.	7/30/1991
	5,020,958	Tuttobene	6/4/1991
	5,013,897	Harman et al.	5/7/1991
	4,995,498	Menke	2/26/1991
	4,951,308	Bishop et al.	8/21/1990
	4,896,024	Morello et al.	1/23/1990
	4,866,255	Sing	9/12/1989
	4,858,743	Paraskevakos et al.	8/22/1989
	4,839,505	Bradt et al.	6/13/1989
	4,814,592	Bradt et al.	3/21/1989
	4,812,629	O'Neil et al.	3/14/1989
	4,546,901	Buttarazzi	10/15/1985
	4,519,522	McElwee	5/28/1985
	4,359,631	Lockwood et al.	11/16/1982
	3,943,335	Kinker et al.	3/9/1976
	3,941,977	Voss et al.	3/2/1976
	3,786,421	Wostle et al.	1/15/1974

			FOREIGN PATENT DOCUMEN	TS		
Examiner Initials	Country Code	Foreign Patent Document Number	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	Translation	English Abstract
	wo	02/21402	Advanced Pharmacy Technologies, L.L.C.			
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Signature	Considered	

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Attorney Docket Number	013499-9005-00

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Substitute for form 1447B/1 10				Application Number	10/801,321	
INFORMATION DISCLOSURE			OSURE	Filing Date	March 16, 2004	
STATEMENT BY APPLICANT		First Named Inventor	Linda J. Pinney			
				Group Art Unit	3651	
	(use as many she	ets as necessary)	Examiner Name	Tran, Khoi H.	
Sheet	2	of	4	Attorney Docket Number	013499-9005-00	

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Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, pages(s), volume-issue numbers(s), publisher, city and/or country where published.
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	NCR FASTLANE TM -The Self-Checkout Solution product literature; published or in public use at least as early as June 30, 2002; 8 pages.
	AUTOMED TM Technologies ADDS (Automatic Drug Dispensing System) product literature; published or in public use at least as early as June 30, 2002; 1 page.
	AUTOMED TM Technologies ATC TM PROFILE SYSTEM product literature; published or in public use at least as early as June 30, 2002; 2 pages.
	AUTOMED TM Technologies AUTOMED EFFICIENCY PHARMACY TM product literature; published or in public use at least as early as June 30, 2002; 6 pages.
	AUTOMED™ Technologies FASTFILL™ SYSTEM product literature; published or in public use at least as early as June 30, 2002; 2 pages.
	AUTOMED® FASTPAK TM 71 System product literature; published or in public use at least as early as June 30, 2002; 2 pages.
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	AUTOMED [®] FASTPAK™ Tabletop System product literature; published or in public use at least as early as June 30, 2002; 2 pages.
	AUTOMED™ Technologies OPTIFILL-II SYSTEM product literature; published or in public use at least as early as June 30, 2002; 4 pages.
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	AUTOMED™ Technologies QUICKFILL PLUS product literature; published or in public use at least as early as June 30, 2002; 1 page.					
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	AUTOMED EFFICIENCY PHARMACY™ R600 product literature; published or in public use at least as early as June 30, 2002; 2 pages.					
	AUTOMED EFFICIENCY PHARMACY TM R800 product literature; published or in public use at least as early as June 30, 2002; 2 pages.					
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	Parata Systems Parata RDS product literature; published or in public use at least as early as June 30, 2002; 3 pages.					
	PICKPOINT TM FLEXRX TM Pharmacy Dispensing product literature; published or in public use at least as early as June 30, 2002; 6 pages.					
	Foundation Systems Automated Prescription Point-of-Delivery Kiosk System product literature; published or in public use at least as early as June 30, 2002; 1 page.					
	MENDOTA HEALTHCARE, INC. Business Plan; December 1, 2001; 36 pages.					
	MENDOTA HEALTHCARE, INC. Executive Summary; copyright 2001; 7 pages.					
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	(use as many she	ets as necessary)	Examiner Name	Tran, Khoi H.	
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	ROWLAND, Christopher; Drug Vending Units Worry Pharmacists; July 3, 2004; 3 pages.
	Declaration of Walter Bain including Exhibit A; executed September, 2004; 6 pages.
	Declaration of Daniel Bain; executed September, 2004; 2 pages.
_	Letter from Daniel T. Jones; dated May 15, 2001; 1 page.

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